

Message Text

UNCLASSIFIED

PAGE 01 STATE 056053

46

ORIGIN L-02

INFO OCT-01 EUR-12 ISO-00 OES-05 H-02 INT-05 JUSE-00 EB-07

COME-00 EPA-04 CEQ-01 COA-01 TRSE-00 OMB-01 FEAE-00

SP-02 HEW-06 SCA-01 CIAE-00 DODE-00 INR-07 NSAE-00

PA-02 USIA-15 PRS-01 /075 R

DRAFTED BY L/OES/JRCROOK:SCH

APPROVED BY L/OES/TLEITZELL

EUR/CAN - MR. JANOWSKI

----- 024687

R 130017Z MAR 75

FM SECSTATE WASHDC

TO AMEMBASSY OTTAWA

UNCLAS STATE 056053

E.O. 11652: N/A

TAGS: SENV, SGEN

SUBJECT: CANADIAN LEGISLATION ON COMPENSATION FOR OIL

---- POLLUTION DAMAGES

1. PURSUANT TO A CONGRESSIONAL DIRECTIVE CONTAINED IN THE DEEP WATERS PORTS ACT, THE DEPARTMENT OF JUSTICE IS LEADING AN INTERAGENCY STUDY ON LIABILITY FOR OIL POLLUTION DAMAGE. THIS STUDY WILL PROVIDE THE BASIS FOR EXECUTIVE BRANCH LEGISLATIVE RECOMMENDATIONS IN THE NEAR FUTURE.
2. DEPARTMENT UNDERSTANDS THAT THERE IS A CONSIDERABLE BODY OF CANADIAN LEGISLATION RELATING TO LIABILITY FOR OIL POLLUTION DAMAGE WHICH MIGHT PROVIDE USEFUL ANALOGIES IN DEVELOPMENT OF U.S. LEGISLATION. OF PARTICULAR INTEREST WOULD BE LEGISLATION CREATING PRIVATE LIABILITY UNDER CANADIAN FEDERAL LAW FOR DAMAGES RESULTING FROM DISCHARGES OF OIL; OR LEGISLATION PROVIDING FOR COMPENSATION OF PERSONS INJURED BY SUCH POLLUTION DAMAGE BY MEANS OF FUNDS ADMINISTERED BY PUBLIC AUTHORITIES.

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 STATE 056053

3. DEPARTMENT WOULD APPRECIATE ANY INFORMATION WHICH EMBASSY

CAN PROVIDE REGARDING CANADIAN FEDERAL LEGISLATION IN THIS AREA, INCLUDING TEXTS OF LAWS, LEGISLATIVE HISTORIES, EXPLANATORY DOCUMENTS, CITATIONS TO CANADIAN LEGAL LITERATURE, OR SIMILAR MATERIALS. SINCE JUSTICE DEPARTMENT STUDY MUST BE COMPLETED DURING APRIL, EARLY RECEIPT OF REQUESTED MATERIALS WOULD BE HELPFUL.

4. FYI. WE HAVE RECENTLY ASKED GOC, IN CONNECTION WITH ONGOING TALKS ON LIABILITY FOR OIL POLLUTION DAMAGE, TO DESCRIBE REMEDIES UNDER CANADIAN LAW FOR U.S. CITIZENS INJURED BY DISCHARGES OF OIL FROM CANADIAN SOURCES. EM-BASSY MAY WISH TO NOTE THAT PRESENT INQUIRY IS NOT DIRECTLY RELATED TO QUESTION OF REMEDIES FOR U.S. CITIZENS UNDER CANADIAN LAW. THE DEPARTMENT IS INSTEAD INTERESTED IN MORE GENERAL CANADIAN POLICY AND PRACTICE CONCERNING LIABILITY AND COMPENSATION FOR OIL POLLUTION DAMAGE. (END FYI) INGERSOLL

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: WATER POLLUTION, OIL SPILLS
Control Number: n/a
Copy: SINGLE
Draft Date: 13 MAR 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975STATE056053
Document Source: CORE
Document Unique ID: 00
Drafter: SCH
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750088-0501
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750354/aaaabvyp.tel
Line Count: 77
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: CollinP0
Review Comment: n/a
Review Content Flags:
Review Date: 12 JUN 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <12 JUN 2003 by SilvaL0>; APPROVED <27 FEB 2004 by CollinP0>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CANADIAN LEGISLATION ON COMPENSATION FOR OIL ---- POLLUTION DAMAGES
TAGS: SENV, SGEN
To: OTTAWA
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006